

ARGUMENTS/REMARKS

Applicant submits this amendment in response to the Office Action mailed October 6, 2006. A petition for a three-month extension of the term for response to said Office Action, to and including April 6, 2007, is transmitted herewith.

Applicant respectfully requests reconsideration and allowance of claims 1-10 and 12-20 that are pending in the present application. Applicant has amended claims 1, 12 and 15. No new matter has been added by these claim amendments. Applicant has cancelled claim 11.

In the Office Action, claims 1 and 3-6 were rejected under 35 U.S.C. 102(b) as being anticipated by Chung et al. (U.S. Patent 5,671,759), hereinafter referred to as "Chung." Claim 1 of the present application provides for a hair accessory application device comprising a housing having a handle portion and a head portion, said handle portion accommodating at least a portion of a drive assembly and said head portion having an accessory guide for accommodating one or more accessories and accommodating at least a portion of a threading assembly, said threading assembly having at least one hair engaging element and accessory applicator, and said accessory applicator being operatively connected to said drive assembly, wherein said one or more accessories are beads with an aperture therein.

Chung relates to a device for wrapping hair with a cord as an adornment. (Col. 1, lns. 5-7). However, Chung does not disclose a hair accessory application device an accessory guide for accommodating one or more accessories, "wherein said one or more accessories are beads with an aperture therein," as recited in claim 1 of the instant application. Chung describes a "spool 166 [that] is adapted for receiving and dispensing cord 170 which is defined as including thread, yarn, string, and other flexible elongated material used to adorn hair." (Col. 4, lns. 53-55). Chung does not teach or suggest that ability to accommodate one or more beads with an aperture therein. In fact, the structure of Chung teaches away from this. As such, applicant respectfully submits that the rejection should be withdrawn as to claim 1.

The rejection as to claims 3-6 should also be withdrawn, inasmuch as each of these claims depends, directly or indirectly, from claim 1.

Claims 1-6 and 9, 10 were rejected under 35 U.S.C. 102(e) as being anticipated by Kennedy et al. (U.S. Patent 6,637,441), hereinafter referred to as "Kennedy." Claim 1 of the present application provides for a hair accessory application device comprising a housing having a handle portion and a head portion, said handle portion accommodating at least a portion of a drive assembly and said head portion having an accessory guide for accommodating one or more accessories and accommodating at least a portion of a threading assembly, said threading assembly having at least one hair engaging element and accessory applicator, and said accessory applicator being

operatively connected to said drive assembly, wherein said one or more accessories are beads with an aperture therein.

Kennedy relates to hair wrapper, and more particularly to a device that wraps hair with a cord. (Col. 1, lns. 16-17). However, Kennedy does not disclose a hair accessory application device an accessory guide for accommodating one or more accessories, "wherein said one or more accessories are beads with an aperture therein," as recited in claim 1 of the instant application. Kennedy describes a "spool 58 (shown in FIGS. 8 and 11), can be provided on which a cord 60 having a free end can be wrapped. The cord may be any type of cord, and may be of any suitable material, such as cotton, silk, synthetic material, and wool." (Col. 4, lns. 19-23). Kennedy does not teach or suggest that ability to accommodate one or more beads with an aperture therein. In fact, the structure of Kennedy teaches away from this. As such, applicant respectfully submits that the rejection should be withdrawn as to claim 1.

The rejection as to claims 2-6 and 9-10 should also be withdrawn, inasmuch as each of these claims depends, directly or indirectly, from claim 1.

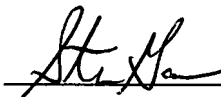
Claims 7, 8 and 11-20 were rejected under 35 U.S.C. 103(a) as being unpatentable over Kennedy et al. As previously noted, Kennedy fails to teach or suggest a hair accessory application device an accessory guide for accommodating one or more accessories, "wherein said one or more accessories are beads with an aperture therein," as recited in claim 1 of the instant application. Kennedy describes a "spool 58 (shown in FIGS. 8 and 11), can be

provided on which a cord 60 having a free end can be wrapped. The cord may be any type of cord, and may be of any suitable material, such as cotton, silk, synthetic material, and wool." (Col. 4, lns. 19-23). Kennedy does not teach or suggest that ability to accommodate one or more beads with an aperture therein. Nothing has been recited as remedying this deficiency. In fact, Kennedy does not contain the structure to accommodate these one or more beads as taught in the instant application. As such, applicant respectfully requests that this rejection be withdrawn.

In view of the foregoing, applicant respectfully requests favorable reconsideration and withdrawal of the rejections of the claims and that this application be passed to allowance.

Respectfully submitted,

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